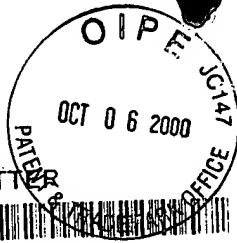


FORMALITIES LETTER



OC000000005:60390

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/538,106	03/29/2000	Frank McKeon	HMV-038.02

Patent Group
Foley Hoag & Eliot LLP
One Post Office Square
Boston, MA 02109-2170

Date Mailed: 06/06/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$234.
\$234 for 3 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1054.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/13/2000 WBERHAM 00000018 061448 09538106

01 FC:201
02 FC:202
03 FC:205355.00 OP
120.00 OP
65.00 OP



10-10-00

Sector \$
#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No: HMT-038.02

In re Application of:

Frank McKeon, et al.

Application No.: 09/538,106

Filed: March 29, 2000

For: CELL REGULATORY GENES, ENCODED
PROTEINS, AND USES RELATED
THERE TO

Group Art Unit: 1643

Examiner: Not Assigned

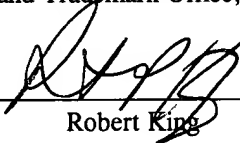
CERTIFICATE OF EXPRESS MAILING (37 CFR 1.8(A))

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington, D.C. 20231 on the date set forth below.

October 6, 2000

Date of Signature
and of Mail Deposit

By:


Robert King

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir/Madam:

Responsive to the Notice To File Missing Parts of Application dated June 6, 2000, Applicant's attorney submits herewith three executed Declarations For Patent Application. The Applicant is a Small Entity. A separate Request for a Two-Month Extension of Time is filed herewith and a copy of Form PTO-1627 is also enclosed. A check in the amount of \$540.00 is enclosed to cover the filing fee and surcharge fee for the above-identified application as a small entity as well as the fee for a two-month extension of time.

We believe that we have appropriately provided for fees due in connection with this submission, however, if there are any other fees due in connection with the filing of this Response, please charge the fees to our **Deposit Account No. 06-1448**.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 832-1242.

Respectfully submitted,
FOLEY, HOAG & ELIOT LLP

Dated: 10/6/00
Patent Group
Foley, Hoag & Eliot LLP
One Post Office Square
Boston, MA 02109
Telephone: (617) 832-1000
Facsimile: (617) 832-7000

Anita Varma
Anita Varma
Reg. No. 43,221

AV/cmm
Enclosures